

1 MICHAEL WALTON  
2 P.O. Box 751  
3 San Anselmo, CA 94979  
4 (415) 456-7920  
5 In Propria Persona

6 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
7 FOR THE COUNTY OF MARIN

RECEIVED  
NOV 29 1993

HUB LAW OFFICES

8 CHURCH OF SCIENTOLOGY )  
9 INTERNATIONAL, a California )  
10 not-for-profit religious )  
11 corporation, )  
12 )  
13 Plaintiff, )  
14 )  
15 vs. )  
16 )  
17 GERALD ARMSTRONG; MICHAEL )  
18 WALTON; THE GERALD ARMSTRONG )  
19 CORPORATION, a California for )  
20 profit corporation; DOES 1 )  
21 through 100, inclusive, )  
22 )  
23 Defendants. )  
24 )

CASE NO. 157 680

VERIFIED ANSWER OF DEFENDANT  
MICHAEL WALTON

Date:  
Time:  
Location:  
Trial Date:

25 Defendant MICHAEL L. WALTON responds to the Complaint as  
26 follows:

27 1. Defendant does not have sufficient information or belief  
28 to respond to paragraph 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14,  
29 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 30, 34, 37, and basing  
30 his denial on that ground, denies each and every allegation of said  
31 paragraphs.

32 2. Defendant denies generally and specifically each and every  
33 allegation of paragraphs 44, 29, 31, 32, except that defendant  
34 admits that he had previously advised Armstrong concerning certain  
35 elements of the agreement. With respect to Paragraph 44, defendant  
36 specifically denies that plaintiff has been damaged in any sum

1 whatsoever.

2 3. Defendant does not have sufficient information or belief  
3 to respond to the DOE allegations contained in paragraphs 35, 36,  
4 38, 39, 41, 42, 43, and 45 and basing his denial on that ground,  
5 denies each and every allegation of said paragraphs and with  
6 respect to those allegations directed to defendant, defendant  
7 denies specifically each and every one.

8 4. Defendant admits the allegations in Paragraphs 5, 6, 27 &  
9 28.

10 5. In response to paragraph 26, 33, & 40, Defendant re-  
11 alleges and reincorporates herein by reference his responses to  
12 paragraphs 1 through 45 of the Complaint.

13 FIRST AFFIRMATIVE DEFENSE

14 6. The Complaint and each and every purported cause of action  
15 contained therein fails to state facts sufficient to constitute a  
16 cause of action against this answering defendant.

17 7. The Complaint and the whole thereof fails to state facts  
18 sufficient to entitle plaintiff to recover punitive damages or any  
19 damages whatsoever.

20 SECOND AFFIRMATIVE DEFENSE

21 8. If any allegation contained in the Complaint is adjudged to  
22 be true and the plaintiff was injured and/or damaged in any manner,  
23 this answering defendant alleges that said injuries and/or damages,  
24 if any, were and are the proximate and direct result of the  
25 recklessness, carelessness, negligence and fault of the plaintiff  
26 and persons other than this answering defendant. In the event that

1 this answering defendant is found to be liable to the plaintiff  
2 herein in some manner, this answering defendant requests that his  
3 liability be reduced because of the negligence of such other  
4 persons, whose conduct contributed to whatever injuries and/or  
5 damages plaintiff sustained and requests that any judgment rendered  
6 herein in favor of plaintiff and against this answering defendant  
7 be in an amount proportionate to this answering plaintiffs  
8 individual degree of fault.

9 THIRD AFFIRMATIVE DEFENSE

10 9. Plaintiff is equitably estopped from asserting each and  
11 all of the purported causes of action in the complaint by reason of  
12 its own acts, omissions and conduct, or that of its agents.

13 FOURTH AFFIRMATIVE DEFENSE

14 10. Plaintiff is barred from bringing this action against  
15 this defendant by reason of its own acts, omissions and conduct, or  
16 that of its agents.

17 WHEREFORE, this answering defendant prays for judgment as  
18 follows;

- 19 (1) That plaintiff take nothing by way of its complaint;  
20 (2) for costs of suit incurred herein;  
21 (3) for attorneys fees;  
22 (4) and for such other and further relief as the court may  
23 deem just and proper.

24 DATED: November 25, 1993

25  
26  
27


  
MICHAEL WALTON  
IN PRO PER

1  
2 **VERIFICATION**

3 I, Michael Walton, declare as follows:

4 I am one of the defendants in the above entitled matter. I have  
5 read the foregoing Verified Answer to complaint and know the  
6 contents thereof, which are true of my own knowledge except as to  
7 those matters which are stated on information and belief, and, as  
to those matters, I believe them to be true.

8 I declare under penalty of perjury pursuant to the laws of the  
9 State of California that the foregoing is true and correct.  
10 Executed on November 29, 1993 at San Anselmo, California.

11   
12 \_\_\_\_\_  
13 Michael Walton

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23 Defendants. )  
24 \_\_\_\_\_ )

CASE NO. 157 680

DEMAND FOR JURY TRIAL

Date:  
Time:  
Location:  
Trial Date:

25 TO: Plaintiff CHURCH OF SCIENTOLOGY INTERNATIONAL:  
26 PLEASE TAKE NOTICE that defendant, MICHAEL WALTON, hereby  
27 demands a trial by jury in the above-entitled matter.

28 DATED: November 29, 1993

\_\_\_\_\_  
MICHAEL L. WALTON  
In Pro Per

1 PROOF OF SERVICE BY MAIL

2 STATE OF CALIFORNIA, COUNTY OF MARIN

3 I am a resident of the county aforesaid; I am over the  
4 age of eighteen years and not a party to the within entitled  
5 action; my business address is 711 Sir Francis Drake Blvd., San  
6 Anselmo, California 94960.

7 On November 29, 1993, I served the within VERIFIED ANSWER  
8 OF MICHAEL WALTON and JURY DEMAND on the interested parties by  
9 placing true copies thereof enclosed in sealed envelopes with  
10 postage thereon fully prepaid, in the United States mail at San  
11 Anselmo, California addressed as follows:

12 Laurie J. Bartilson  
13 Bowles & Moxon  
14 62 55 Sunset Blvd., Suite 2000  
15 Los Angeles, CA 90028

16 Wilson, Ryan & Campilongo  
17 235 Montgomery Street, Suite 450  
18 San Francisco, CA 94104

19 Ford Greene, Esq.  
20 711 Sir Francis Drake  
21 San Anselmo, CA 94960

22 Executed on November 29, 1993 at San Anselmo, California.

23 I declare under penalty of perjury that the foregoing is  
24 true and correct.  
25  
26

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